## OGC Has Reviewed or Release 2001/09/03 : CIA-RDP84-00769R000400070154-2

25 Soptember 1947

Through: The Executive for Administration and Management

Subject: CIA Nedical Dervices

The medical services of CIA as presently constituted appear to serve in a dual capacity. The authority and nature of duties of each are discussed separately below:

- officers and enlisted men assigned to CIA by the War Department. Such assignment appears to be authorized by 10 U.S. A. 34, permitting assignment to "such duties as the interests of the service may demand". Section 96 of the serve Title provides that medical officers shall attend the families of officers and soldiers free of charge "whenever practicable". It would appear to be chearly within the administrative authority of this Agency to determine that Army personnel and their families be treated at the clinic. This, however, is purely under ar Department authorization, and the free service and attendance is an obligation imposed on the ter separtment by law. Consequently, in our opinion, there should be no obligation on the part of CIA to furnish services, supplies, or equipment to treat
- Public Law 658, 79th Congress, and Sessions approved & August 1946, authorizes agencies to establish health service programs which shall be limited to the treatment of on-the-job-illness and dental conditions requirin emergency attention, physical examinations, referral to private practitioners, and preventive prograns. Such health programs are for the benefit of aivilian employees of the agency concerned only and must have the approval of the Public Health Service. On 88 July 1947, the Tublic Health Service approved the existing temporary energency health program for the fiscal year 1948 for budgetary purposes only. medical officers on duty have been designated as Fublic Health Officers for certain purposes. We have, therefore, a tentative and temporary approval, for furnishing services, equipment, and supplies for civilian employees within the restrictions applied by Fublic Law 658. Of course, where facilities and services available under the civilian

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program can be used at no cost to CIA for the military program, they may be so used, but equipment or supplies designed solely for the military program may not legally be charged to the appropriations for the civilian program.

It is felt that administrative action should be taken to ensure a clear division of functions in the medical services to provide for proper procurement of supplies — the one from the war Department and the other through purchase or other acquisition by CIA. Of course, there may be certain supplies or equipment of a medical nature required for the specialized operations of CIA which may be properly chargeable to its funds. These should be considered on an independent basis as they arise.

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LRH:mbt